

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF NEW YORK**

NEW YORK STATE DEPARTMENT OF )  
ECONOMIC DEVELOPMENT f/k/a THE )  
NEW YORK STATE DEPARTMENT )  
OF COMMERCE ECONOMIC ) Civil Action No. 1:07-CV-01349  
DEVELOPMENT, )  
an official agency within the administrative )  
offices of the State of New York )  
 )  
Plaintiff, )  
 )  
v. )  
 )  
I LOVE SANTA BARBARA, INC. )  
 )  
Defendant. )  
 )

**NOTICE OF DISMISSAL WITH PREJUDICE**

PLEASE TAKE NOTICE that Plaintiff New York State Department of Economic Development f/k/a The New York State Department of Commerce Economic Development and Defendant I Love Santa Barbara, Inc. have reached a settlement in this litigation. Since Defendant has not yet served an answer or a motion for summary judgment, Plaintiff dismisses this action with prejudice pursuant to Rule 41(a)(1)(i) of the Federal Rules of Civil Procedure.

Respectfully submitted,

Dated: April 3, 2008

/s/ Brett M. Hutton

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SO ORDERED

Attorneys for Plaintiff, New York State Department  
Economic Development f/k/a The New York State  
Department of Commerce Economic Development

FREDERICK J. SCULLIN, JR.  
SENIOR U.S. DISTRICT JUDGE

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